



Effective: 01/25/1999
Last Revised: 12/02/2019

**CSU FULLERTON POLICE DEPARTMENT
GENERAL ORDER NUMBER 2-16**

RETIRED ID CARDS FOR SWORN PERSONNEL

- SUBJECT:** Retired Identification Cards for Sworn Personnel
- PURPOSE:** To establish the guidelines for requesting an endorsement privilege, the renewal of the endorsement and the denial or revocation of the endorsement.
- POLICY:** It shall be the policy of this Department to issue ID cards to retired sworn personnel and to provide CCW endorsements for personnel who meet the required qualifications.
- PROCEDURE:**
- I. This Department will comply with California Penal Code 16690, in the issuance, denial, or revocation of a retired officer's privilege to carry a concealed weapon (CCW). Executive Order 873 delineates the authority for denial or revocation of retired peace officer's privilege to carry a concealed weapon.
 - II. Retirement Status and Request for CCW Endorsement
 - A. A sworn member of the Department may retire from the Department under three different types of retirement status. They are:
 1. Service Retirement. The employee retires after reaching the minimum retirement age with the minimum years of service.
 2. Ordinary Disability Retirement. The employee retires, after serving a minimum number of years, due to a medical condition not related to employment.
 3. Industrial Disability Retirement. The employee retires because of injuries sustained due to/connected with his/her employment and he/she is unable to perform the duties of the position because of the medical condition.
 - B. A sworn member who is preparing to retire shall submit to the Chief of Police a request for an application for a retirement ID card with or without concealed weapon endorsement. The employee requesting a CCW endorsement shall review and sign the Retired Officer Declaration and ID Card Policy.

- C. Only honorably retired officers will be granted CCW privileges. Honorably retired officers include those officers who have qualified for, and have accepted, a service or disability retirement. It does not include an officer who has agreed to a service retirement in lieu of termination.
- D. The Chief of Police will review the request and may direct an investigation into the suitability of granting the CCW privilege.
 - 1. An officer may be deemed to be unqualified when prior to or after retiring, the officer has:
 - a. Suffered an emotional or nervous disorder; or
 - b. Been committed, either voluntarily or involuntarily, to any hospital, mental institution, or other facility for the treatment of a mental disorder for the use of alcohol, drugs or narcotics; or
 - c. Committed an act of misconduct or been convicted of any crime involving moral turpitude, dishonesty, the use of narcotics, drugs, alcohol or other intoxicants, or otherwise come; under the close scrutiny of any law enforcement agency.
 - 2. Any cases involving the above circumstances will be evaluated and consideration will be given to factors such as the severity, frequency, and recency of the acts in determining whether to withhold or withdraw permission to carry a firearm.
- E. The Chief of Police shall, within a reasonable time, inform the applicant of the approval or denial of the application. Only the President of the University, with the recommendation from the Chief, has the authority to deny or revoke an officer's statutory privilege under California Penal Code 16690. The procedures for appeal of a denial of an application are established in Part IV of this order.

III. Law Enforcement Officers Safety Act of 2004

- A. House Resolution 218 allows both current and retired law enforcement officers to carry concealed weapons wherever they go in the United States.
- B. Identification required for qualified retired law enforcement officers includes a photographic identification card issued by the agency from which the individual retired that indicates the individual has been tested or otherwise found to meet the standards for training and qualification for active law enforcement officers to carry a firearm.
- C. The certification must be issued no longer than one year before the date the individual is carrying the concealed firearm.

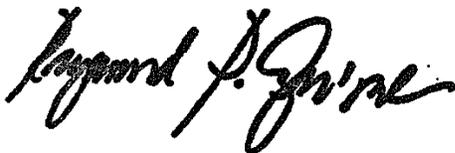
IV. Appeal and Renewal Procedures

- A. Employee Appeal Procedure: Should a retiree initially be issued a restricted identification card or subsequently have the concealed weapons privilege

revoked, the retiree may appeal the denial or revocation pursuant to California Penal Code Section 26315 (d), by submitting a request and reasons for such an appeal in writing, directly to the President of the campus. In the event of an appeal, an appeal hearing must be conducted before a three-member hearing board. One member of the board shall be selected from the Police Department, and one member is selected by the retired peace officer, and the third member selected jointly by the two parties. The hearing must be conducted in accordance with Penal Code Section 26320. The decision of the three-member board is final and considered binding on the retiree and the Department.

- B. Expiration and Renewal of Endorsement: As established under Penal Code Section 16690, the endorsement shall be valid for a period of five years from the date of issue.
- C. All retired CSU Fullerton Police Department officers receiving CCW Authorization on their ID cards must qualify with their weapons annually.
1. The Chief of Police shall approve all weapons carried by retired officers and the Range Master will maintain a current list of approved weapons and ammunition.
 2. Retirees who live outside of the CSU Fullerton area must go to an authorized Department qualified range and shoot a qualifying course, and then mail results to the CSU Fullerton Range Master to stay current with their CCW Permit.
 3. Retirees who wish to qualify at the CSU Fullerton Range must make arrangements with the Range Master and attend the next scheduled qualification date.
 4. Any retiree who fails to qualify may have their privilege to carry a CCW permit invalidated pending review of the circumstances.
- D. A list of all retirees with retired ID cards that contain current CCW endorsements and expiration dates will be maintained by the Department.

REVIEWED BY: S.Willey/Chief R.Aguirre
APPROVED:



Raymund Aguirre
Chief of Police